

therefore do not add new subject matter to the Application. On approval of these new drawing figures new formal drawings will be submitted which will include new Figures 5, 6, and 7.

Claims 1 through 15 were rejected under 35 USC section 112, second paragraph, as being indefinite. Specifically, the limitations of "the top layer", "the bottom surface", "the form layer" in claim 1; and the limitation of "the form layer" in claim 2 were considered to have insufficient antecedent basis.

Claims 1 and 2 have been amended herein to correct the indefiniteness of the claims set forth above. It is respectfully submitted that with the amendments of claims 1 and 2, the basis for the indefiniteness rejection is overcome.

Claims 1, 3-7, 8, and 15 were rejected under the Doctrine of Obviousness-Type Double Patenting in view of claims 3, 6, 8 and 9 of US Patent No. 6,352,287. US Patent No. 6,352,287 and the present application both claim priority as continuations and continuations in part, respectively, of application Serial No. 09/203,733, now abandoned.

A Terminal Disclaimer is being prepared and will be submitted as a supplement to this Amendment and Response. It is believed that the submission of the Terminal Disclaimer overcomes the basis for the obviousness-type double patenting rejection.

Claims 2-9 and 15 were rejected under 35 USC section 103(a) as being unpatentable over the US Patent of Fisher No. 6,328,340. Of these rejected claims, claim 2 is the only independent claim. Claim 2 has been amended herein and it is respectfully submitted that the subject matter of the invention as defined by amended claim 2 is not made obvious by the Fisher reference.

The Fisher reference discloses a form with a detachable card, substrate and multi layer material. The embodiment of the Fisher form referred to in the rejection of claims 2-9 and 15 was said to be shown in Figure 2a, however, from the written text of the rejection it appears as though the embodiment shown in Figure 1a is being described. This embodiment discloses multiple layers of material on opposite surfaces of a form sheet made of paper. More

specifically, a substrate layer 21, a peeling adhesive layer 22, an outer layer 23 and a permanent pressure-sensitive adhesive layer 24 are glued to the back surface of the paper form 1 by the adhesive layer 24 (Column 4, lines 46-53). In addition, the covering material comprising an outer layer 41 and a permanent pressure-sensitive adhesive layer 42 is secured to the front surface of the form paper 1 by the adhesive layer 22. A card 3 is produced from this form by cutting through the outer layer 41 and adhesive layer 42 on the front of the form paper 1, and through the form paper 1, the adhesive layer 24, the outer layer 23, and the adhesive layer 22 on the back of the paper 1. Thus, the card 3 formed has an outer layer 41 and an adhesive layer 42 on one side of the form paper 1, and an adhesive layer 24, an outer layer 23 and an adhesive layer 22 on the opposite side of the form paper 1.

In contrast to the above, claim 2 has been amended herein to specify that the card of the invention consists of the die cut base paper layer, the secondary film layer, and the breakaway layer. Thus, the card of the invention does not include the additional outer layer 41 and adhesive layer 42 on the opposite side of the form paper 1 of the prior art reference. Thus, the more simplified construction of the integrated card of the business form of the invention set forth in amended claim 2, with layers on only one side of the paper sheet, teaches away from the more complicated construction disclosed in the prior art that employs layers on opposite sides of the form paper sheet. It is therefore respectfully submitted that the subject matter of the invention defined in amended claim 2 is not obvious in view of the prior art and is allowable.

Claims 3-9 and 15 all depend from amended claim 2 and therefore also believed to be allowable over the prior art of record.

It is noted that the Office Action indicated that claims 10-14 recited allowable subject matter and would be allowed if rewritten to overcome the indefiniteness rejections and to include the limitations of there base claims and any intervening claims.

In view of the amendments and remarks presented herein, it is respectfully submitted that the application is in condition for allowance and favorable action is requested.

Respectfully submitted,
Thompson Coburn LLP

By: Joseph M. Rolnicki
Joseph M. Rolnicki
Reg. No. 32,653
One US Bank Plaza
St. Louis, MO 63101-1693
(314) 552-6286

Claims as Amended

Claim 1 (Amended). A form with integrated card having a primary film layer, a secondary layer, and a breakaway layer disposed between at least parts of the primary film layer and the secondary layer, the improvement comprising:

a base paper layer having top and bottom surfaces and a periphery;

a primary film layer having top and bottom surfaces and a periphery;

a breakaway layer coated on the top of the primary film layer and within the periphery of the primary film layer;

an adhesive layer wherein the base paper layer bottom surface within the periphery of the base paper layer is adhesively secured to the breakaway layer;

at least one die cut through the top and bottom surfaces within the periphery of the base paper layer, through the adhesive layer, and through the breakaway layer;

the die cut base paper layer, adhesive layer, and breakaway layer comprising an information card; and

wherein the breakaway layer has a great affinity for the adhesive layer than the top surface of the primary film layer such that when the information card is removed from the form, the breakaway layer stays adhered to the bottom surface of the adhesive layer, said breakaway layer having release levels with respect to the primary film layer that vary in a predetermined pattern.

Claim 2 (Amended). A form with integrated card comprising:

a primary film layer having top and bottom surfaces and a periphery;

a breakaway layer directly and removably bonded to the primary film layer;

a secondary film layer having top and bottom surfaces and a periphery adhesively bonded to the breakaway layer;

a base paper layer having top and bottom surfaces and a periphery adhesively bonded to the secondary film layer;

at least one die cut through the top and bottom surfaces within the periphery of the base paper layer, through the top and bottom surfaces within the periphery of the secondary film layer, and through the breakaway layer;

an information card consisting of the die cut base paper layer, secondary film layer, and the breakaway layer; and

wherein the breakaway layer is removably bonded to the primary film layer and permanently bonded to the secondary film layer such that when the information card is removed from the form, the breakaway layer stays adhered to the bottom surface of the secondary film layer, said breakaway layer having release levels with respect to the primary film layer that vary in a predetermined pattern.
